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#### IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

# SECOND APPELLATE DISTRICT

# **DIVISION SIX**

THE PEOPLE,

Plaintiff and Respondent,

V.

DANIEL LEMUS et al.,

Defendants and Appellants.

2d Crim. No. B167861 (Super. Ct. No. 2002029550) (Ventura County)

ORDER MODIFYING OPINION [NO CHANGE IN JUDGMENT]

### THE COURT:

It is ordered that the opinion filed herein on March 18, 2004, be modified as follows:

On page 3, in the first sentence of the fourth full paragraph, change "(count 1)" to "(count 2)" so the sentence reads:

Lemus pleaded guilty to one count of assault with a deadly weapon by means of force likely to produce great bodily injury (count 2).

There is no change in judgment.